

111TH CONGRESS
1ST SESSION

S. 489

To amend the Migratory Bird Treaty Act to authorize hunting under certain circumstances.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 26, 2009

Mr. VITTER introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the Migratory Bird Treaty Act to authorize hunting under certain circumstances.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Migratory Bird Treaty
5 Amendment Act of 2009”.

6 **SEC. 2. MIGRATORY BIRDS.**

7 Section 3 of the Migratory Bird Treaty Act (16
8 U.S.C. 704) is amended by adding at the end the fol-
9 lowing:

1 “(c) EXCEPTION.—Notwithstanding any other provi-
2 sion of this Act, subsection (b) shall not apply to an agri-
3 cultural producer, or a hunter with the permission of the
4 agricultural producer, if—

5 “(1) the manipulation occurs on land of the ag-
6 ricultural producer on which a crop during the cur-
7 rent or immediately preceding crop year was not
8 harvestable due to a natural disaster, as determined
9 by the Secretary of Agriculture; and

10 “(2) a local representative of the Secretary of
11 Agriculture confirms that—

12 “(A) the crop has been destroyed; and

13 “(B) it would not be economically prac-
14 ticable to harvest the crop.”.

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